

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
MONROE DIVISION

UNITED STATES OF AMERICA

Crim.No. 01-30030-01/USM No. 11093-035

VERSUS

JUDGE ROBERT G. JAMES

OLANDIUS R. HICKS _____

MAG. JUDGE KAREN L. HAYES

AMENDED JUDGMENT

Pursuant to 18 U.S.C. § 3582(c)(2), which provides for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission under 28 U.S.C. § 994(u),

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the Judgment of the Court, imposed on June 10, 2002, sentencing Defendant Olandius R. Hicks to a term of imprisonment of 45 months on Count 1 and 60 months on Count 2, to run consecutively, is AMENDED, and Defendant's sentence is reduced to 29 months on Count 1 and 60 months on Count 2, to run consecutively. If this sentence exceeds the amount that Defendant has already served, this shall be treated as a "Time Served" Judgment.

IT IS FURTHER ORDERED that, if Defendant is currently incarcerated in a Bureau of Prisons ("BOP") facility, this Amended Judgment is STAYED for a period of ten (10) calendar days in order to allow BOP to complete its administrative functions. However, this stay shall NOT apply to any Defendant who is in pre-release custody in a Residential Reentry Center.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to any departures)

Previous Offense Level: _____ **29**
Criminal History Category: _____ **II**

Amended Offense Level: _____ **25**
Criminal History Category: _____ **II**

Previous Guideline Range: <u>97-121 months on</u>	Amended Guideline Range: <u>63-78 months on</u>
<u>Ct. 1; 60 months on</u>	<u>Ct. 1; 60 months</u>
<u>Ct. 2, to run</u>	<u>on Ct. 2, to run</u>
<u>consecutively.</u>	<u>consecutively.</u>

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

 The reduced sentence is within the amended guideline range.

 X The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or a Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range. The sentence with respect to Count 2 is a statutory minimum and remains the same.

 Other (explain):

III. ADDITIONAL COMMENTS:

Except as otherwise provided, all provisions of the Judgment dated June 14, 2002, remain in effect.

MONROE, LOUISIANA, this 3rd day of March, 2008.



ROBERT G. JAMES
UNITED STATES DISTRICT JUDGE